



As grounds for this motion, the parties state:

1. The original scheduling order required the Town to file the Administrative Record by June 30, 2006. See Joint Scheduling Conference Statement at p. 4. The Town has not filed the Administrative Record, believing that the matter was likely to be settled. However, due to unforeseen events, including a flood causing a continuance, the Town's Planning Board did not act as quickly as anticipated. Therefore, the parties have decided to ask the Court to set the above deadlines, each side reserving all rights in the event that the case does not settle.

2. The August 28, 2006 date provides sufficient time to file the record after the defendant boards consider settlement at meetings that will occur on or before August 15.

THE PLAINTIFF,  
By its Attorney,

THE DEFENDANTS,  
By their Attorneys,

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Dated: August 4, 2006

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